IN THE HIGH COURT OF JUDICATURE AT PATNA
CR. REV. No.633 of 2007
BIMAL KUMAR SAH
Versus
STATE OF BIHAR & ORS
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3. 10.9.2008. This application has been filed against the order of acquittal dated 7.3.2007 passed by Additional Sessions Judge, Fast Track Court No. 1, Munger in Session Trial No. 424 of 1997.

Heard learned counsel for the petitioner.

The submission of the learned counsel for the petitioner is that the impugned order is bad and illegal. All the witnesses have supported the prosecution case, but the court below without considering the evidence of the witnesses has acquitted the opposite parties .

It is further submitted that no notice was actually served upon the I.O. and the Doctor. The case was closed in hurry.

Considered the submissions of the learned counsel for the petitioner and also perused the impugned order.

On perusal of the impugned order it appears that court below has considered the

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evidence of each and every witness. Almost all the witnesses have admitted that opposite parties were residing in the house situated on the p.o. land since last 10 years of the occurrence. It further appears that neither injury report was brought on the record nor the doctor was examined. I. O. has also not been examined.

Under the facts and circumstances, it quite apparent that court below has rightly acquitted the opposite parties. I find no ground to interfere in the impugned order. Accordingly, this application is dismissed.

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(Ghanshyam Prasad, J.)